

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
CESAR CRUZ,  
  
Defendant.

No. CR20-158-RSL

**ORDER OF FORFEITURE**

THIS MATTER comes before the Court on the United States' Motion for Entry of an Order of Forfeiture ("Motion) seeking to forfeit, to the United States, Defendant Cesar Cruz's interest in the following property:

A sum of money in the amount of \$3,000, representing proceeds the Defendant obtained from his commission of Distribution of Methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B).

The Court, having reviewed United States' Motion, as well as the other papers and pleadings filed in this matter, hereby FINDS entry of an Order of Forfeiture is appropriate because:

- The proceeds of Distribution of Methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B), are forfeitable pursuant to 21 U.S.C. § 853;

- 1 • In his plea agreement, the Defendant agreed to forfeit the above-identified sum
- 2 of money pursuant to 21 U.S.C. § 853, as it reflects proceeds he obtained from
- 3 his commission of the distribution offense (Dkt. No. 32, ¶ 13); and,
- 4 • This sum of money is personal to the Defendant; pursuant to Federal Rule of
- 5 Criminal Procedure (“Fed. R. Crim. P.”) 32.2(c)(1), no third-party ancillary
- 6 process is required before forfeiting it.
- 7

8 NOW, THEREFORE, THE COURT ORDERS:

- 9 1) Pursuant to 21 U.S.C. § 853, the Defendant’s interest in the above-
- 10 identified sum of money is fully and finally forfeited, in its entirety, to the United States;
- 11 2) Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) – (B), this Order will become
- 12 final as to the Defendant at the time he is sentenced; it will be made part of the sentence;
- 13 and, it will be included in the judgment;
- 14 3) No right, title, or interest in this sum of money exists in any party other
- 15 than the United States;
- 16 4) Pursuant to Fed. R. Crim. P. 32.2(e), in order to satisfy this sum of money,
- 17 in whole or in part, the United States may move to amend this Order, at any time, to
- 18 include substitute property having a value not to exceed this sum of money; and,
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